

**San Joaquin Valley Air Pollution Control District  
SOUTHERN REGION HEARING BOARD MEETING**

**ACTION SUMMARY MINUTES**

**Wednesday, November 8, 2023**

*Meeting held in Southern Region Office with the Central Region Office via VTC*

1. Call Meeting to Order

The Chair, John Stovall, called the meeting to order at 10:12 a.m.

2. Roll Call

|  |         |
|--|---------|
| John Stovall – Attorney                  | Present |
| Nancy Dunn – Public                      | Present |
| Kory Weber- Public                       | Present |
| Dr. Chang Na – Medical (Primary)         | Absent  |
| Dr. Robert Moeller – Medical (Alternate) | Present |

3. Approval of Consent Calendar (Items 9-11)

*These items are routine in nature and are usually approved by a single vote. Prior to action by the Hearing Board, the public will be given the opportunity to comment on any consent item.*

9. Approve Minutes of Wednesday, October 11, 2023

10. The Southern Region Hearing Board has heard, and granted the following emergency variances since the October 11, 2023 hearing:

A. S-23-37E Pactiv LLC

On October 12, 2023, Hearing Board Chair, John Stovall, acting for and on behalf of the Southern Region Hearing Board, approved an emergency variance from October 12, 2023, through October 31, 2023. The variance provided relief from specific requirements of District Rules 2010, 2070, 2201 and 2520 and allowed Pactiv LLC the continuation of the extruded polystyrene foam manufacturing operation without a functioning RTO

11. Next Scheduled Meeting

The next scheduled meeting is on December 13, 2023.

Public Comments: None

Moved: Dunn  
Seconded: Weber  
Ayes: Stovall, Dr. Moeller, Dunn, Weber  
Abstain: None  
Nays: None

**Motion unanimously carried to approve Consent Calendar Items 9-11**

4. Public Hearing

The Chair, Mr. Stovall, swore in all those present to testify for all matters.

| <u>Docket No.</u> | <u>Type</u> | <u>Company Name</u>  |
|-------------------|-------------|--|
| A. S-23-31S       | Short       | <b>Sycamore Cogeneration Facility</b><br>PO Box 81438<br>Bakersfield, CA 93380 |

Petitioner: Timothy Braly

Shannon Moore presented the staff report.

SYCAMORE is requesting a short variance from the applicable requirements of District Rules 2070, 2201, 2520, and 4703 in addition to the applicable conditions of the subject permits. The requested short variance would be for a non-consecutive 30 day period to occur sometime between December 1, 2023, and February 1, 2024, inclusive. If granted, the variance would allow SYCAMORE to operate Unit 1 with excess NOX and CO emissions while the hardware control system function testing is conducted.

Mrs. Dunn requested clarification on the report that stated condition one stated a 20 day non-consecutive period and Mr. Moore clarified that the report should state a 30 day non-consecutive period.

Public Comment: None

Moved: Dunn  
Seconded: Dr. Moeller  
Ayes: Stovall, Dr. Moeller, Dunn, Weber  
Nays: None

**Motion unanimously carried to approve Docket No. S-23-31S**

5. Public Comments: None
6. Hearing Board Member Comments: Mr. Stovall welcomed new member, Mr. Weber to the Hearing Board. He also welcomed the new Clerk, Mykia Marin.
7. New Business: None
8. Adjournment: The Chair adjourned the meeting at 10:22 a.m.